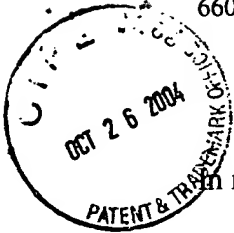


IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

(Duplicate)



In re Application of:

Emir Gurer et al.

Serial No.: 09/895,786

Filed: June 30, 2001

For: METHOD OF UNIFORMLY COATING
A SUBSTRATE

Mail Stop Petition

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

Examiner: Picardat, Kevin M.

Art Unit: 2822

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OCT 29 2004

OFFICE OF PETITIONS

Sir:

A Petition For Revival Of An Application For Patent Abandoned Unintentionally Under 37 CFR 1.137(b), Amendment and Response, Information Disclosure Statement, Terminal Disclaimer and related documents were filed on March 12, 2004 and received by the Patent And Trademark Office on March 15, 2004. As of today, October 21, 2004, and pursuant to a conversation with a paralegal at the Office of Petitions (Patent) there seems to be no record of this Petition and the accompanying documents in the Patent And Trademark Office system. Please find enclosed, per instruction of the Office of Petitions paralegal, copies of all the documents submitted on March 12, 2004, a copy of the return postcard from the Patent And Trademark showing receipt by the Patent And Trademark Office on the date of March 15, 2004 of the enclosed documents, and copies of checks cashed by the Patent And Trademark Office for the Petition For Revival Of An Application For Patent Abandoned Unintentionally Under 37 CFR 1.137(b), Information Disclosure Statement and Terminal Disclaimer.

Date of Deposit October 21, 2004

I hereby certify that this paper or fee is being deposited with the United States Postal Service on the date indicated above as First Class Mail in an envelope addressed to Mail Stop Petition, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Claire Walters

(Typed or printed name of person mailing paper or fee)

(Signature of person mailing paper or fee)

Date


Please grant our Petition For Revival Of An Application For Patent Abandoned Unintentionally Under 37 CFR 1.137(b) and continue the examination of this Patent Application.

If there are any charges, please charge them to our Deposit Account Number 02-2666. If a telephone conference would facilitate the prosecution of this application, the Examiner is invited to contact Heather M. Molleur at (408) 720-8300.

Respectfully submitted,

BLAKELY, SOKOLOFF, TAYLOR & ZAFMAN LLP

Dated: 10/21, 2004



Heather M. Molleur
Reg. No. 50,432

12400 Wilshire Boulevard
Seventh Floor
Los Angeles, California 90025-1026
(408) 720-8300



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MAR 18 2004

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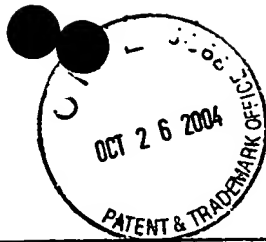
Serial/Patent No.: 09/895,786 Filing/Issue Date: 06/30/2001
Client: ASML
Title: Method Of Uniformly Coating A Substrate

BSTZ File No.: 6601P019X2 Atty/Secty Initials: MAB/HMM/cmw
Date Mailed: 03/12/2004 Docket Due Date: *****

The following has been received in the U.S. Patent & Trademark Office on the date stamped hereon:

- | | | |
|--|--|--|
| <input checked="" type="checkbox"/> Amendment/Response (<u>23</u> pgs.) | <input type="checkbox"/> Express Mail No.: _____ | <input checked="" type="checkbox"/> Check No. <u>63499</u> |
| <input type="checkbox"/> Appeal Brief (____ pgs.) (in triplicate) | <input type="checkbox"/> _____ Month(s) Extension of Time | Amt: <u>1330.00</u> |
| <input type="checkbox"/> Application - Utility (____ pgs., with cover and abstract) | <input checked="" type="checkbox"/> Information Disclosure Statement & PTO-1449 (<u>5</u> pgs.) | <input checked="" type="checkbox"/> Check No. <u>63500</u> |
| <input type="checkbox"/> Application - Rule 1.53(b) Continuation (____ pgs.) | <input type="checkbox"/> Issue Fee Transmittal | Amt: <u>110.00</u> |
| <input type="checkbox"/> Application - Rule 1.53(b) Divisional (____ pgs.) | <input type="checkbox"/> Notice of Appeal | <input checked="" type="checkbox"/> Check No. <u>63501</u> |
| <input type="checkbox"/> Application - Rule 1.53(b) CIP (____ pgs.) | <input type="checkbox"/> Petition for Extension of Time | Amt: <u>180.00</u> |
| <input type="checkbox"/> Application - Rule 1.53(d) CPA Transmittal (____ pgs.) | <input checked="" type="checkbox"/> Petition for <u>Revival Of</u> | |
| <input type="checkbox"/> Application - Design (____ pgs.) | <input checked="" type="checkbox"/> Postcard <u>Application Abandoned</u> | |
| <input type="checkbox"/> Application - PCT (____ pgs.) | <input type="checkbox"/> Power of Attorney (____ pgs.) | <u>Unin. Under 37</u> |
| <input type="checkbox"/> Application - Provisional (____ pgs.) | <input type="checkbox"/> Preliminary Amendment (____ pgs.) | <u>CFR \$1.137(b)</u> |
| <input type="checkbox"/> Assignment and Cover Sheet | <input type="checkbox"/> Reply Brief (____ pgs.) | |
| <input checked="" type="checkbox"/> Certificate of Mailing | <input type="checkbox"/> Response to Notice of Missing Parts | |
| <input type="checkbox"/> Declaration & POA (____ pgs.) | <input type="checkbox"/> Small Entity Declaration for Indep. Inventor/Small Business | |
| <input type="checkbox"/> Disclosure Docs & Orig & Copy of Inventor's Statement (____ pgs.) | <input checked="" type="checkbox"/> Transmittal Letter, in duplicate | |
| <input type="checkbox"/> Drawings: _____ # of sheets includes _____ figures | <input checked="" type="checkbox"/> Fee Transmittal, in duplicate | |

☒ Other: Terminal Disclaimer Under 37 CFR § 1.321(c),
copies of 28 cited references.



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1279 OAKMEAD PARKWAY
SUNNYVALE, CA 94085-4040
(408) 720-8598

COMERICA BANK-CALIFORNIA
SUNNYVALE, CALIFORNIA 94086

63499

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90-3752
1211

March 12, 2004

PAY ONE THOUSAND THREE HUNDRED THIRTY & NO/100 DOLLARS \$ 1,330.00

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Director of the United States
Patent & Trademark Office

TO
THE
ORDER
OF

Heather Miller
AUTHORIZED SIGNATURE

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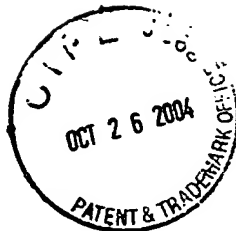
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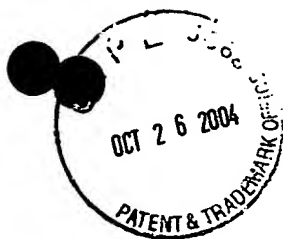
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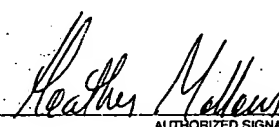
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MARCH 12, 2004				
PAY ONE HUNDRED EIGHTY & NO/100		DOLLARS \$ 180.00		
TO THE ORDER OF	Director of the United States Patent & Trademark Office		 AUTHORIZED SIGNATURE	
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**PETITION FOR REVIVAL OF AN APPLICATION FOR PATENT ABANDONED
UNINTENTIONALLY UNDER 37 CFR 1.137(b)**

Attorney Docket No.:
6601P019X2

First Named Inventor: Emir Gurur

Application No.: 09/895,786

Art Unit: 2822

Filed: June 30, 2001

Examiner: Picardat, Kevin M.

Title: Method Of Uniformly Coating A Substrate

Mail Stop Petition
Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

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NOTE: If information or assistance is needed in completing this form, please contact
Petitions Information at (703) 305-9282.

The above-identified application became abandoned for failure to file a timely and proper reply to a notice or action by the United States Patent and Trademark Office. The date of abandonment is the day after the expiration date of the period set for reply in the Office notice or action plus any extensions of time actually obtained.

APPLICANT HEREBY PETITIONS FOR REVIVAL OF THIS APPLICATION

NOTE: A grantable petition requires the following items:

- (1) Petition fee;
- (2) Reply and/or issue fee;
- (3) Terminal disclaimer with disclaimer fee – required for all utility and plant applications filed before June 8, 1995; and for all design applications; and
- (4) Statement that the entire delay was unintentional.

1. Petition fee

- [] Small entity fee \$____ (37-CFR 1.17(m)). Applicant claims small entity status. See 37 CFR 1.27.
[X] Other than small entity – fee \$ 1,330.00 (37 CFR 1.17(m)).

2. Reply and/or fee

- A. The reply and/or fee to the above-noted Office action in the form of Amendment and Response and Information Disclosure Statement (identify type of reply);
[] has been filed previously on _____.
[X] is enclosed herewith.
B. The issue fee of \$ _____.
[] has been paid previously on _____.
[] is enclosed herewith.

3. Terminal disclaimer with disclaimer fee

☐ Since this utility/plant application was filed on or after June 8, 1995, no terminal disclaimer is required.

☐ A terminal disclaimer (and disclaimer fee (37 CFR 1.20(d)) of \$ _____ for a small entity or \$ _____ for other than a small entity) disclaiming the required period of time is enclosed herewith (see PTO/SB/63).

4. STATEMENT: The entire delay in filing the required reply from the due date for the required reply until the filing of a grantable petition under 37 CFR 1.137(b) was unintentional. (NOTE: The United States Patent and Trademark Office may require additional information if there is a question as to whether either the abandonment or the delay in filing a petition under 37 CFR 1.137(b) was unintentional (MPEP 711.03(c), subsections (III)(C) and (D))).

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

3/12/2004
Date

Heather M. Molleur
Signature

Telephone
Number: (408) 720-8300

Heather M. Molleur
Typed or printed name

50,432
Reg. No.

Enclosures: ☒ Fee Payment 12400 Wilshire Blvd, Seventh Floor, Los Angeles, CA 90025
☒ Reply Address
☐ Terminal Disclaimer Form
☐ Additional sheets containing statements establishing unintentional delay
☐ Other: _____

CERTIFICATE OF MAILING OR TRANSMISSION [37 CFR 1.8(a)]

I hereby certify that this correspondence is being:

☒ deposited with the United States Postal Service on the date shown below with sufficient postage as first class mail in an envelope addressed to: Mail Stop Petition, Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450.

☐ transmitted by facsimile on the date shown below to the United States Patent and Trademark Office at (703) 308-6916.

3/12/2004
Date

Claire Wallters
Signature

Claire Wallters
Typed or printed name of person signing certificate

AMENDMENT TRANSMITTAL**PATENT**

Application No.: 09/895,786
Filing Date: June 30, 2001
First Named Inventor: Emir Gurer
Examiner's Name: Picardat, Kevin M.
Art Unit: 2822
Attorney Docket No.: 6601P019X2

- ☐ An Amendment After Final Action (37 CFR 1.116) is attached and applicant(s) request expedited action.
- ☒ Charge any fee not covered by any check submitted to Deposit Account No. 02-2666.
- ☒ Applicant(s) hereby request and authorize the U.S. Patent and Trademark Office to (1) treat any concurrent or future reply that requires a petition for extension of time as incorporating a petition for extension of time for the appropriate length of time and (2) charge all required fees, including extension of time fees and fees under 37 CFR 1.16 and 1.17, for any concurrent or future reply to Deposit Account No. 02-2666.
- ☐ Applicant(s) claim small entity status (37 CFR 1.27).

ATTACHMENTS

- ☐ Preliminary Amendment
- ☒ Amendment/Response with respect to Office Action
- ☐ Amendment/Response After Final Action (37 CFR 1.116) (reminder: consider filing a Notice of Appeal)
- ☐ Notice of Appeal
- ☐ RCE (Request for Continued Examination)
- ☐ Supplemental Declaration
- ☒ Terminal Disclaimer (reminder: if executed by an attorney, the attorney must be properly of record)
- ☒ Information Disclosure Statement (IDS)
- ☒ Copies of IDS citations
- ☐ Petition for Extension of Time
- ☒ Fee Transmittal Document (that includes a fee calculation based on the type and number of claims)
- ☐ Cross-Reference to Related Application(s)
- ☐ Certified Copy of Priority Document
- ☒ Other: Petition For Revival Of An Application For Patent Abandoned Unintentionally Under 37 CFR 1.137(b)
- ☐ Other: _____
- ☒ Check(s)
- ☒ Postcard (Return Receipt)

SUBMITTED BY:

BLAKELY SOKOLOFF TAYLOR & ZAFMAN LLP

TYPED OR PRINTED NAME: Heather M. Molleur, Reg. No. 50,432DATE: 3/12/2004SIGNATURE: Heather MolleurADDRESS: 12400 Wilshire Boulevard, Seventh FloorLos Angeles, California 90025TELEPHONE NO.: (408) 720-8300**CERTIFICATE OF MAILING BY FIRST CLASS MAIL (if applicable)**

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(10/14/03)

AMENDMENT TRANSMITTAL

PATENT

Application No.: 09/895,786
Filing Date: June 30, 2001
First Named Inventor: Emir Gurer
Examiner's Name: Picardat, Kevin M.
Art Unit: 2822
Attorney Docket No.: 6601P019X2

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- ☐ Supplemental Declaration
- ☒ Terminal Disclaimer (reminder: if executed by an attorney, the attorney must be properly of record)
- ☒ Information Disclosure Statement (IDS)
- ☒ Copies of IDS citations
- ☐ Petition for Extension of Time
- ☒ Fee Transmittal Document (that includes a fee calculation based on the type and number of claims)
- ☐ Cross-Reference to Related Application(s)
- ☐ Certified Copy of Priority Document
- ☒ Other: Petition For Revival Of An Application For Patent Abandoned Unintentionally Under 37 CFR 1.137(b)
- ☐ Other: _____
- ☒ Check(s)
- ☒ Postcard (Return Receipt)

SUBMITTED BY:

BLAKELY SOKOLOFF TAYLOR & ZAFMAN LLP

TYPED OR PRINTED NAME: Heather M. Molleur, Reg. No. 50,432DATE: 3/12/2004SIGNATURE: Heather M. MolleurADDRESS: 12400 Wilshire Boulevard, Seventh FloorLos Angeles, California 90025TELEPHONE NO.: (408) 720-8300

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Claire Walters
Signature

Name of Person Mailing Correspondence

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Express Mail Label No. (if applicable): _____

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(10/14/03)

FEE TRANSMITTAL FOR FY 2004

(FY 2004 Begins 10/01/2003)

TOTAL AMOUNT OF PAYMENT (\$) 1620.00

Complete if Known:

Application No. 09/895,786
 Filing Date June 30, 2001
 First Named Inventor Emir Gurur
 Examiner Name Picardat, Kevin M.
 Art Unit 2822
 Attorney Docket No. 6601P019X2

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OCT 29 2004

OFFICE OF PETITIONS

____ Applicant claims small entity status. See 37 CFR 1.27.

METHOD OF PAYMENT (check all that apply)

☒ Check ☐ Credit Card ☐ Money Order ☐ Other ☐ None

☒ Deposit Account

Deposit Account Number : 02-2666

Deposit Account Name: _____

☒ The Director is Authorized to do the following with respect to the above-identified Deposit Account:

☐ Charge fee(s) indicated below.

☒ Credit any overpayments.

☒ Charge any additional fees during the pendency of this application.

☒ Any concurrent or future reply that requires a petition for extension of time should be treated as incorporating an appropriate petition for extension of time and all required fees should be charged.

____ Charge fee(s) indicated below except for the filing fee.

FEE CALCULATION

1. BASIC FILING FEE

Large Entity		Small Entity		Fee Description	Fee Paid
Code	Fee (\$)	Code	Fee (\$)		
1001	7702001	385		Utility application filing fee	
1002	3402002	170		Design application filing fee	
1003	5302003	265		Plant filing fee	
1004	7702004	385		Reissue filing fee	
1005	1602005	80		Provisional application filing fee	
SUBTOTAL (1) \$					<u>0</u>

2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE

			Extra Claims	Fee from below	Fee Paid
Total Claims	<u>85</u>	- 114** =	<u>0</u>	<input checked="" type="checkbox"/>	
Independent Claims	<u>5</u>	- 5** =	<u>0</u>	<input checked="" type="checkbox"/>	
Multiple Dependent					

**Or number previously paid, if greater; For Reissues, see below.

Large Entity		Small Entity		Fee Description
Code	Fee (\$)	Code	Fee (\$)	
1202	182202	9		Claims in excess of 20
1201	862201	43		Independent claims in excess of 3
1203	2902203	145		Multiple dependent claim, if not paid
1204	862204	43		**Reissue independent claims over original patent
1205	182205	9		**Reissue claims in excess of 20 and over original patent

SUBTOTAL (2) \$ 0

FEE CALCULATION (continued)**3. ADDITIONAL FEES**

<u>Large Entity</u>		<u>Small Entity</u>		<u>Fee Description</u>	<u>Fee Paid</u>
<u>Code</u>	<u>Fee (\$)</u>	<u>Code</u>	<u>Fee (\$)</u>		
1051	130	2051	65	Surcharge - late filing fee or oath	
1052	50	2052	25	Surcharge - late provisional filing fee or cover sheet	
1053	130	1053	130	Non-English specification	
1812	2,520	1812	2,520	For filing a request for ex parte reexamination	
1813	8,800	1813	8,800	Request for inter parties reexamination	
1804	920*	1804	920*	Requesting publication of SIR prior to Examiner action	
1805	1,840*	1805	1,840*	Requesting publication of SIR after Examiner action	
1251	110	2251	55	Extension for reply within first month	
1252	420	2252	210	Extension for reply within second month	
1253	950	2253	475	Extension for reply within third month	
1254	1,480	2254	740	Extension for reply within fourth month	
1255	2,010	2255	1,005	Extension for reply within fifth month	
1401	330	2401	165	Notice of Appeal	
1402	330	2402	165	Filing a brief in support of an appeal	
1403	290	2403	145	Request for oral hearing	
1451	1,510	1451	1,510	Petition to institute a public use proceeding	
1452	110	2452	55	Petition to revive - unavoidable	
1453	1,330	2453	665	Petition to revive - unintentional	1330.00
1501	1,330	2501	665	Utility issue fee (or reissue)	
1502	480	2502	240	Design issue fee	
1503	640	2503	320	Plant issue fee	
1460	130	1460	130	Petitions to the Commissioner	
1807	50	1807	50	Processing fee under 37 CFR 1.17(q)	
1806	180	1806	180	Submission of Information Disclosure Stmt	180.00
8021	40	8021	40	Recording each patent assignment per property (times number of properties)	
1809	770	2809	385	For filing a submission after final rejection (see 37 CFR 1.129(a))	
1814	110	2814	55	Statutory Disclaimer	
1810	770	2810	385	For each additional invention to be examined (see 37 CFR 1.129(b))	
1801	770	2801	385	Request for Continued Examination (RCE)	
1802	900	1802	900	Request for expedited examination of a design application	
1504	300	1504	300	Publication fee for early, voluntary, or normal pub.	
1505	300	1505	300	Publication fee for republication	
1803	130	1803	130	Request for voluntary publication or republication	
1808	130	1808	130	Processing fee under 37 CFR 1.17(i) (except provisionals)	
1454	1,330	1454	1,330	Acceptance of unintentionally delayed claim for priority	
Other fee (specify)		Terminal Disclaimer Under 37 CFR § 1.321 (c)			110.00
Other fee (specify)					

SUBTOTAL (3) \$ 1620.00

*Reduced by Basic Filing Fee Paid

SUBMITTED BY:Typed or Printed Name: Heather M. MolleurSignature: Heather MolleurDate: 3/12/2004Reg. Number: 50,432Telephone Number: (408) 720-8300

Send to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450

FEE TRANSMITTAL FOR FY 2004

(FY 2004 Begins 10/01/2003)

TOTAL AMOUNT OF PAYMENT (\$) 1620.00

Complete if Known:

Application No. 09/895,786
 Filing Date June 30, 2001
 First Named Inventor Emir Gurur
 Examiner Name Picardat, Kevin M.
 Art Unit 2822
 Attorney Docket No. 6601P019X2

☐ Applicant claims small entity status. See 37 CFR 1.27.

METHOD OF PAYMENT (check all that apply)

☒ Check ☐ Credit Card ☐ Money Order ☐ Other ☐ None

☒ Deposit Account
 Deposit Account Number : 02-2666
 Deposit Account Name: _____

☒ The Director is Authorized to do the following with respect to the above-identified Deposit Account:
☐ Charge fee(s) indicated below.
☒ Credit any overpayments.
☒ Charge any additional fees during the pendency of this application.
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1002	3402002	170		Design application filing fee	_____
1003	5302003	265		Plant filing fee	_____
1004	7702004	385		Reissue filing fee	_____
1005	1602005	80		Provisional application filing fee	_____
SUBTOTAL (1) \$					<u>0</u>

2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE

				Extra Claims	Fee from below	Fee Paid
Total Claims	<u>85</u>	- 114**	=	<u>0</u>	<input checked="" type="checkbox"/>	_____
Independent Claims	<u>5</u>	- 5**	=	<u>0</u>	<input checked="" type="checkbox"/>	_____
Multiple Dependent						
**Or number previously paid, if greater; For Reissues, see below.						
Large Entity		Small Entity		Fee Description	Fee from below	Fee Paid
Fee Code	Fee (\$)	Fee Code	Fee (\$)			
1202	182202	9		Claims in excess of 20		_____
1201	862201	43		Independent claims in excess of 3		_____
1203	2902203	145		Multiple dependent claim, if not paid		_____
1204	862204	43		**Reissue independent claims over original patent		_____
1205	182205	9		**Reissue claims in excess of 20 and over original patent		_____
SUBTOTAL (2) \$						<u>0</u>

FEE CALCULATION (continued)**3. ADDITIONAL FEES**

Large Entity		Small Entity		Fee Description	Fee Paid
Fee Code	Fee (\$)	Fee Code	Fee (\$)		
1051	130	2051	65	Surcharge - late filing fee or oath	
1052	50	2052	25	Surcharge - late provisional filing fee or cover sheet	
1053	130	2053	130	Non-English specification	
1812	2,520	2812	2,520	For filing a request for ex parte reexamination	
1813	8,800	2813	8,800	Request for inter parties reexamination	
1804	920*	2804	920*	Requesting publication of SIR prior to Examiner action	
1805	1,840*	2805	1,840*	Requesting publication of SIR after Examiner action	
1251	110	2251	55	Extension for reply within first month	
1252	420	2252	210	Extension for reply within second month	
1253	950	2253	475	Extension for reply within third month	
1254	1,480	2254	740	Extension for reply within fourth month	
1255	2,010	2255	1,005	Extension for reply within fifth month	
1401	330	2401	165	Notice of Appeal	
1402	330	2402	165	Filing a brief in support of an appeal	
1403	290	2403	145	Request for oral hearing	
1451	1,510	2451	1,510	Petition to institute a public use proceeding	
1452	110	2452	55	Petition to revive - unavoidable	
1453	1,330	2453	665	Petition to revive - unintentional	1330.00
1501	1,330	2501	665	Utility issue fee (or reissue)	
1502	480	2502	240	Design issue fee	
1503	640	2503	320	Plant issue fee	
1460	130	2460	130	Petitions to the Commissioner	
1807	50	2807	50	Processing fee under 37 CFR 1.17(q)	
1806	180	2806	180	Submission of Information Disclosure Stmt	180.00
8021	40	2821	40	Recording each patent assignment per property (times number of properties)	
1809	770	2809	385	For filing a submission after final rejection (see 37 CFR 1.129(a))	
1814	110	2814	55	Statutory Disclaimer	
1810	770	2810	385	For each additional invention to be examined (see 37 CFR 1.129(b))	
1801	770	2801	385	Request for Continued Examination (RCE)	
1802	900	2802	900	Request for expedited examination of a design application	
1504	300	2504	300	Publication fee for early, voluntary, or normal pub.	
1505	300	2505	300	Publication fee for republication	
1803	130	2803	130	Request for voluntary publication or republication	
1808	130	2808	130	Processing fee under 37 CFR 1.17(i) (except provisionals)	
1454	1,330	2454	1,330	Acceptance of unintentionally delayed claim for priority	
Other fee (specify) <u>Terminal Disclaimer Under 37 CFR § 1.321 (c)</u>					110.00
Other fee (specify) _____					

SUBTOTAL (3) \$ 1620.00

*Reduced by Basic Filing Fee Paid

SUBMITTED BY:

Typed or Printed Name: Heather M. Molleur

Signature: Heather M. Molleur Date: 3/12/2004

Reg. Number: 50,432 Telephone Number: (408) 720-8300

Send to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450